



AF/EFW

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ward

Examiner: Kim

Serial No.: 10/768,263

Group Art Unit: 3752

Filed January 30, 2004

For: Mechanically Sealed Adjustable Gas Nozzle

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Commissioner of Patents and Trademarks
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The Applicant received the Notification of Non-Compliant Appeal Brief dated June 24, 2009. The specific objection related to the grouping of independent claims together for the summary of claimed subject matter. Specifically, claims 1 and 17 were grouped together. Claims 1 and 17 have now been described separately beginning at page 5 and continuing through page 7 which is intended to address the specific objection. The Appeal Brief is now believed to be in proper format for substantive examination.

Respectfully submitted,

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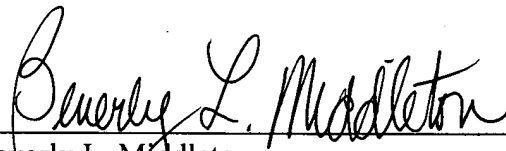


CERTIFICATE OF MAILING

I hereby certify that the preceding Appeal Brief on Appeal is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

On this 13th day of July, 2009.



Beverly L. Middleton